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*Attorneys for Defendant Wal-Mart Associates, Inc.*

**UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF NEVADA**

CHRISTOPHER NELSON, on behalf of  
himself and all others similarly situated,

Plaintiff,

vs.

WAL-MART ASSOCIATES, INC. and DOES  
1 through 50, inclusive,

Defendant(s).

Case No.: 3:21-cv-00066-MMD-CLB

**STIPULATION AND ORDER TO EXTEND  
TIME TO FILE MOTION FOR  
CIRCULATION OF NOTICE PURSUANT  
TO 29 U.S.C. § 216(b) AND TO EXTEND  
DEADLINE FOR FED. R. CIV. P. RULE 23  
CLASS CERTIFICATION**

*(Second Request)*

Pursuant to Local Rules IA 6-1, IA 6-2 and LR 7-1, Defendant Wal-Mart Associates, Inc. (“Defendant”) and Plaintiff Christopher Nelson (“Plaintiff”) hereby request an extension of time for Plaintiff to file his Motions for (1) Conditional and Collective Class Action Certification and for the related deadlines thereto; and (2) Fed. R. Civ. P. Rule 23 Class Certification.

The first request for an extension was made on August 27, 2021 (ECF No. 33) and was granted on August 30, 2021 (ECF No. 34). Good cause exists to extend the briefing schedule a second time as the parties are continuing to participate in written discovery and Plaintiff has granted Defendant a second corresponding extension of time to respond to written discovery.

The current deadline for filing the Motion for Conditional and Collective Class Action Certification is September 22, 2021 with responses due October 22, 2021 and replies due November 8, 2021. (ECF No. 34). The parties are requesting a thirty (30) day extension of these deadlines. Accordingly, the new deadline for filing the Motion for Conditional and Collective Class Action Certification would be October 22, 2021, responses would be due November 22, 2021 and replies would be due December 8, 2021.

The current deadline for filing the Motion for Fed. R. Civ. P. Rule 23 Class Certification is December 3, 2021 with responses due January 3, 2022 and replies due January 17, 2022. The parties are requesting a thirty (30) day of extension of these deadlines. Accordingly, the new deadline for filing the Motion for Fed. R. Civ. P. Rule 23 Class Certification would be January 3, 2022, responses would be due February 2, 2022 and replies would be due February 16, 2022.

This Stipulation is made in good faith and is not intended for purposes of delay.

DATED this 20th day of September, 2021. DATED this 20th day of September, 2021.

THIERMAN BUCK LLP

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### ORDER

IT IS SO ORDERED.

  
UNITED STATES MAGISTRATE JUDGE

September 20, 2021

DATED